

BOARD MEETING MINUTES
Indiana Regulated Amusement Device
Safety Board
Indiana Government Center South
Media Center Conference Room

September 21, 2007

1. The meeting of the Indiana Regulated Amusement Device Safety Board was called to order at 1:04 pm September 21, 2007, and the roll was called. A quorum was found to be present.

(a) The following Board members were present:

Tim Bohlander, Poor Jack Amusements
David Dahl, Midwestern Engineers
Lee Geiling, Leisure Sports Specialists
Danny Huston, Mid America Shows
Steve Jordan, Indiana Fair Association
Tom Spackman, Indiana Beach
Debra Jackson, Director, Elevator/Amusement Safety

The following Board members were not present:

Ted Bumbleburg, Lafayette Parks Department
Max Fitzpatrick, Indiana Fair Association
Terrance Hoffman, American Amusement Rides LLC

(b) The following departmental staff and guests were present:

Mara Snyder, Counsel, Department of Homeland Security
Mike Kamp

2. Minutes

A motion to approve the April 18, 2007 minutes as submitted was made and seconded. It was voted upon and carried.

3. Old Business

- (a) A discussion of the fiscal impact study as it now applies to the proposed rule changes was held. Mara Snyder and Debra Jackson will work on the amendments for the new ASTM Standards and will try to have them ready for the October meeting. The Standards will be provided for the Commissioners to study and recommend changes.
- (b) A discussion of the possible repeal of IAC 675 Article 23 was held. It is an older version of the current rule which was never removed since it was referenced for the fee schedule. To avoid future conflict, it was decided to look into its repeal.

4. New Business

- (a) The difference in the intent of 685 IAC 1-14-9 through 1-14-12 and their interpretation and enforcement by inspectors was brought forward for discussion. Chairman Bohlander noted that he had been present when the rules had been drafted, and that sections eleven and twelve had not been intended to be used together as a “fine” by the department. He went on to explain that he believed the re-inspection fee is to be used when an inspection is done as a follow-up to a sealed-out device and not for an inspection of a device which had not been prepared for the previous inspection. He suggested that perhaps they were missing a rule which would reflect what the department is trying to accomplish. It was suggested that the Commissioners think about if they felt the rule should be putative or just to recover costs of the inspection.
- (b) As a point of information only, the Commission was advised that the agency had cited Indiana Beach for operating a Euro-bungy device in an attempt to establish the Board’s position that these devices fall outside their established regulatory jurisdiction. The regulation of mechanical bulls and mechanical horses, currently regulated by ASTM rules, was also brought up for a brief discussion.
- (c) The next meeting was scheduled for November 1, 2007.
[Note: That meeting date has been changed to **November 8, 2007.**]

5. A call for any more business was made. There being none, the meeting was adjourned.

APPROVED

Tim Bohlander, Chairman